

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

October 6, 2010

DIVISION ONE

B220858 In re Thomas Reese III, on Habeas Corpus (Not for Publication)

The petition for a writ of habeas corpus is granted, and the Board's decision is hereby vacated. The Board is directed to conduct a new parole-suitability hearing consistent with due process and *In re Prather* (2010) 50 Cal.4th 238.

Johnson, J.

We concur: Mallano, P.J.
 Chaney, J.

DIVISION TWO

B217502 Mock (Not for Publication)

v.
County of Los Angeles, et al.

The order of the trial court is reversed. Defendants are entitled to costs on appeal.

Ashmann-Gerst, J.

We concur: Doi Todd, Acting P.J.
 Chavez, J.

DIVISION THREE

B213336 People (Not for Publication)
v.
Jovanny Hernandez

The judgment is affirmed.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

B209233 People (Not for Publication)
v.
Reginaldo Rodarte, et al.

The judgments as to Reginaldo Rodarte and Ricardo Contreras Rodarte are modified by vacating their respective doubled terms of life without the possibility of parole as to count 1, by imposing instead thereof a single term of life without the possibility of parole as to count 1, by vacating the trial court's imposition of the Penal Code section 12022, subdivision (a)(1) enhancements pertaining to counts 1 and 2, and by instead imposing and then staying said enhancements, with the result that each said appellant is sentenced to prison as to count 1 for a term of life without the possibility of parole, plus 25 years to life pursuant to section 12022.53, subdivision (d), with an imposed, and then stayed, section 12022, subdivision (a)(1) enhancement, and with, as to count 2, a consecutive term of life with the possibility of parole, with a minimum parole eligibility term of 14 years, plus 25 years to life pursuant to section 12022.53, subdivision (d), with an imposed, and then stayed, section 12022, subdivision (a)(1) enhancement, and, as so modified, said appellants' respective judgments are affirmed. The trial court is directed to forward to the Department of Corrections an amended abstract of judgment as to Reginaldo Rodarte and Ricardo Contreras Rodarte. The judgment as to Rafael Jesus Rodarte, Jr., is affirmed.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

DIVISION THREE (continued)

B212974 People (Not for Publication)
v.
Michael Steven Snitzer

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

B216923 People (Not for Publication)
v.
Francisca Montes

The abstract of judgment shall be amended to reflect an award of 18 days of custody credits and to strike the \$35 installment fee. The clerk of the superior court is directed to forward the amended abstract of judgment to the Department of Corrections. The judgment is otherwise affirmed as modified.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

B216894 Estate of Eva Mae James, Deceased. (Not for Publication)
Glen Earl Turner
v.
Susan James

The order is affirmed. Susan James is entitled to recover her costs on appeal.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION THREE (continued)

B219093 Florence Haverland (Not for Publication)
v.
Lisa Badal, et al.

The interlocutory judgment is affirmed. The motion for a monetary sanction is granted. Haverland and her counsel, jointly and severally, are ordered to pay respondents \$8,840 within 30 days after the issuance of our remittitur. The clerk of this court is ordered to send a copy of this opinion to the State Bar of California upon the issuance of our remittitur (Bus. & Prof. Code, § 6086.7, subd. (a)(3)), and counsel for Haverland is ordered to send a copy of this opinion to the State Bar within 30 days after the issuance of our remittitur (id., § 6068, subd. (o)(3)). Respondents are entitled to recover their costs on appeal.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION FOUR

B212643 L.A. County MTA (Not for Publication)
v.
Alameda Produce Market, LLC, et al.

The order of dismissal is reversed. The matter is remanded for further proceedings consistent with the views set forth in this opinion. MTA is awarded its costs on appeal.

Suzukawa, J.

We concur: Willhite, Acting P.J.
Manella, J.

DIVISION FOUR (continued)

B219491 Arrowood Indemnity Company (Certified for Publication)
 v.
 Travelers Indemnity Company of Connecticut

We reverse the judgment of the trial court and remand this matter for further proceedings consistent with this opinion. Arrowood shall recover its costs on appeal.

Suzukawa, J.

We concur: Willhite, Acting P.J.
 Manella, J.

DIVISION FIVE

B206971 People (Not for Publication)
 v.
 Paul Marentez

The matter is remanded for a hearing on appellant's equal protection claim. The court's judgment and order are affirmed in all other respects.

Armstrong, Acting P.J.

We concur: Kriegler, J.
 Weisman, J. (Assigned)

B219523 Allied Energy, Inc.
 v.
 Department of Corporations

Filed order denying petition for rehearing.

DIVISION SIX

B218066 People (Not for Publication)
v.
Jamal Aahmin Coleman

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Coffee, J.

B217525 Edward L. Somogyi
v.
Sean Adley

Filed order denying petition for rehearing.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Jackson, J. and Deborah Lee, Deputy Clerk.

Each of the following:

B221551 DCFS v. Thomas M.
B222097 DCFS v. F. C.
B222347 DCFS v. Gregory I.
B222890 DCFS v. Aaron M.
B223155 DCFS v. Stephanie C.

Argument waived, cause submitted.

DIVISION SEVEN (continued)

B222403 Ed Park
 v.
 Sung H. Jung, et al.

Merits:
Argued by Jennifer Felten for appellant and by Julia Birkel for respondents.
Cause submitted.

B219710 Gloria Goytia-Nummedal
 v.
 Kjell Nummedal

Merits:
Argued by Erik Syverson for appellant and by Gloria Goytia-Nummedal,
respondent in propria persona. Cause submitted.

B219424 In re McDonald on Habeas Corpus

Merits:
Argued by Kim Aarons, Deputy Attorney General for appellant and by
Nancy Tetreault for petitioner and respondent. Cause submitted.

Presiding Justice Perluss calls the 10:00 a.m. calendar.

B218690 Jamshid Ashrafi, et al.
 v.
 Sorour Khalili, et al.

Merits:
Argued by Sarvenaz Behar for appellants and by Howard Fredman for
respondents. Cause submitted.

DIVISION SEVEN (continued)

B220041 Pro Tech Air, Inc.
 v.
 Jae W. Chong, et al.

Merits:
Argued by Chan Jeong for appellant and by James Kim for respondents.
Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Jackson, J. and Deborah Lee, Deputy Clerk.

B218606 Yvonne Casonhua, et al.
 v.
 Washington Mutual Bank

Merits:
Argued by Aren Kavcioglu for appellants and by Patrick Bollig for
respondent. Cause submitted.

B218608 Yvonne Casonhua, et al.
 v.
 Washington Mutual Bank

Merits:
Argued by Aren Kavcioglu for appellants and by Patrick Bollig for
respondent. Cause submitted.

DIVISION SEVEN (continued)

B220404 Joseph Jackson
 v.
 John Branca, et al.
 Katherine Jackson
 Prince Michael Jackson, et al.

Merits:

Argued by Brian Oxman for objector and appellant; by Howard Weitzman for defendant and respondents; by Adam Streisand for petitioner and respondent and by Margaret Lodise for respondents. Cause submitted.

Court adjourned.

DIVISION EIGHT

B217957 Lordes Ramirez, et al. (Certified for Publication)
 v.
 Weller Wong

The judgment (order of dismissal) is affirmed. Weller Wong is to recover his costs on appeal.

Grimes, J.

We concur: Flier, Acting P.J.
 O'Connell, J. (Assigned)

B216752 People (Not for Publication)
 v.
 Preston, et al.

The case is remanded with directions to correct the sentences and to resentence appellants. In all other respects, the judgments are affirmed.

Flier, J.

We concur: Rubin, Acting P.J.
 Grimes, J.